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Caroline H. Wei-Berk 43,348
Name of Attorney Registration No.
Caroline H. Wei-Berk
Signature of Attorney

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P&G Case 8622

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of :
THOMAS JAMES KLOFTA ET AL. : Confirmation No. 2203
Serial No. 09/898,880 ✓ : Group Art Unit:
Filed: July 3, 2001 : Examiner:

For FILM-FORMING COMPOSITIONS FOR PROTECTING SKIN FROM BODY FLUIDS
AND ARTICLES MADE THEREFROM

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, record is being made below in a Form PTO/SB08 of documents which the Patent Office may wish to consider in connection with examination of the above-identified patent application. It is respectfully requested that the cited documents be carefully considered by the Examiner and made of record in this case. As provided in §1.97(g), no representation is made or intended that a thorough art search was made. As provided in 37 C.F.R. §1.97(h), this Information Disclosure Statement does not constitute an admission of any kind, and specifically is not an admission that the documents listed on attached form PTO/SB08 are, or are considered to be, material to the patentability of the above-identified patent application, as defined in 37 C.F.R. §1.56(b).

1. ☐ 37 C.F.R. §1.97 (b)(1) - U.S. Direct (within 3-months of filing a regular application or converted provisional)

This information disclosure statement, submitted under 37 C.F.R. §1.97 (b)(1), is being filed within three months of the filing date of a national application. Therefore, no fee is believed to be due.

2. ☐ 37 C.F.R. §1.97 (b)(2) - Via PCT (within 3 mo. of Nat'l Stage Entry)

This information disclosure statement, submitted under 37 C.F.R. §1.97 (b)(2), is being filed within three months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application. Therefore, no fee is believed to be due.

3. ☒ 37 C.F.R. §1.97 (b)(3) - (>3 mo. after filing direct or nat'l stage entry, but before 1st O.A.)

This information disclosure statement is being submitted under 37 C.F.R. §1.97 (b)(3). Applicants have not received an Office Action on the merits in the present application. Therefore, no fee is believed to be due. However, in the event that this paper is crossing in the mail with a first Office Action on the merits, authorization is hereby given to charge the required fee pursuant to 37 C.F.R. §1.97(c) and 37 C.F.R. §1.17(p) to Deposit Account No. 16-2480 in the name of The Procter & Gamble Company. A duplicate of this letter is enclosed to facilitate charging of the fee, if necessary.

THE FOLLOWING IS ADDITIONAL INFORMATION PERTAINING TO (2) OR (3) MARKED WITH AN (X) ABOVE.

(a) ☐ The Notification of Acceptance of this Application Under 35 U.S.C. §371 indicates that both a copy of the International Search Report and copies of the references cited therein are present in the national stage file. In accordance with MPEP §1893.03(g), it is respectfully requested that the Examiner note the consideration of these references in the first Office Action via the PTO-892 form.

(b) ☐ The Notification of Acceptance of this Application Under 35 U.S.C. §371 indicates that a copy of the International Search Report is present in the national stage file. Copies of the references cited in that report are enclosed.

(c) ☐ The Notification of Acceptance of this Application Under 35 U.S.C. §371 does not indicate that a copy of the International Search Report and copies of the references cited are present in the national stage file. Copies of the International Search Report and references are attached.

4. ☐ 37 C.F.R. §1.97 (b)(4) - (before the mailing of a first Office Action after the filing of a request for continued examination under §1.114)

This information disclosure statement, submitted under 37 C.F.R. §1.97(b)(4), is being filed with the Request for Continued Examination (RCE) under 37 C.F.R. §1.114.

5. ☐ Information to be Considered with CPA Filing. This information disclosure statement is being filed with a Continued Prosecution Application (CPA) filed under 37 CFR 1.53(d).

6. ☐ 37 C.F.R. §1.97(c) with fee payment - (use after 1st Office Action & before Final Office Action or Notice of Allowance)

This information disclosure statement is being submitted under 37 C.F.R. §1.97(c). Applicant(s) have not received a final action under 37 C.F.R. §1.113, a notice of allowance under 37 C.F.R. §1.311, or an action that otherwise closes prosecution in the application (e.g., *Ex parte Quayle*) as of the date of this submission. Applicant(s) elect to pay the fee set forth in 37 C.F.R. §1.17(p). Please charge the fee set forth in 37 C.F.R. §1.17(p) to Deposit Account Number 16-2480 in the name of The Procter & Gamble Company. A duplicate copy of this letter is enclosed to facilitate the charging of the fee.

ADDITIONAL ITEMS TO BE NOTED BY THE EXAMINER:

☐ (1) Copies of the cited references were previously cited by or submitted to the USPTO in prior application Case No. ____, U.S. Patent Application Serial No. __, filed __. Applicants claim priority to said application under 35 U.S.C. §120. Accordingly, copies of those documents are not provided with this Statement, pursuant to 37 C.F.R. §1.98(d).

OR

☒ (2) Copies of the cited documents are enclosed.

OR

☐ (3) Copies of all said documents, except document No.'s ____, were submitted and considered in parent application U.S. Patent Application Serial No. ____, filed _____. Applicant(s) claim priority to said application under 35 U.S.C. §120. Accordingly, copies of document No.'s ____ are not provided with this Statement, pursuant to 37 C.F.R. §1.98(d). Copies of document No.'s ____ are enclosed. It is respectfully requested that the cited documents be carefully considered by the Examiner and made of record in this case.

☐ (4) Pursuant to 37 C.F.R. §1.98(c), a concise explanation of the relevance of each cited reference that is not in the English language is provided.

☐ (5) Applicants also respectfully request the Examiner to consider and make of record the copending applications listed on the attached page.



Additional information is attached.

Respectfully submitted,

By Caroline H. Wei-Berk
Caroline H. Wei-Berk
Attorney for Applicant(s)
Registration No. 43,348
(513) 626-1139

Date: Nov. 28, 2001

Customer No. 27745

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Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary) SHEET 1 of 3	COMPLETE IF KNOWN	
	Application Number	09/898,880
	Confirmation Number	2203
	Filing Date	July 3, 2001
	First Named Inventor	Thomas James Klofta
	Group Art Unit	
	Examiner Name	
	Attorney Docket Number	8622

U. S. PATENT DOCUMENTS

EXAMINER INITIALS*	Cite No. ¹	U.S. PATENT DOCUMENT Number	Kind Code ² (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
		3,464,413		Goldfarb et al.	09/02/1969	
		3,489,148		Duncan et al.	01/13/1970	
		3,490,454		Goldfarb et al.	01/20/1970	
		3,567,820		Sperti	03/02/1971	
		3,585,998		Hayford	06/22/1971	
		3,875,942		Roberts et al.	04/08/1975	
		3,896,807		Buchalter	07/29/1975	
		3,920,015		Wortham	11/18/1975	
		4,034,077		Hill et al.	07/05/1977	
		4,263,363		Buck et al.	04/21/1981	
		4,569,343		Kimura et al.	02/11/1986	
		4,623,339		Ciraldo et al.	11/18/1986	

FOREIGN PATENT DOCUMENTS

EXAMINER INITIALS*	Cite No. ¹	FOREIGN PATENT DOCUMENT Office ³ Number ⁴	Kind Code ⁵ (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T ⁶
		CA	2,019,557		Unilever PLC, UK	06/21/1990	
		DE	4,136,540	A1	American Israeli Paper Mills Ltd.	11/06/1991	
		JP	HEI 2[1990]31756		Kiyoko Iwasaki	02/01/1990	
		JP	61-028078		Airin K.K.	02/07/1986	
		JP	05-285170		Takao Kasai	11/02/1993	
		JP	Kokai No. 8-52175		McNell-PPC Inc.	02/27/1996	

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

EXAMINER INITIALS*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ⁶

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with M.P.E.P. 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Unique citation designation number. ²See attached Kinds of U.S. Patent Documents. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

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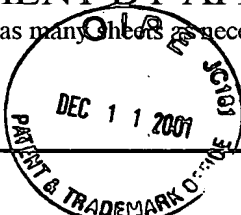
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INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

(use as many sheets as necessary)

SHEET 2 of 3



COMPLETE IF KNOWN

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Examiner Name	
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		4,666,765		Caldwell et al.	05/19/1987	
		4,685,909		Berg et al.	08/11/1987	
		4,753,643		Kassai	06/28/1988	
		4,790,836		Brecher	12/13/1988	
		4,900,317		Buell	02/13/1990	
		4,902,553		Hwang et al.	02/20/1990	
		4,959,059		Eilender et al.	09/25/1990	
		5,102,597		Roe et al.	04/07/1992	
		5,264,460		Jakobson et al.	11/23/1993	
		5,321,098		Lal	06/14/1994	
		5,415,649		Watanabe et al.	05/16/1995	
		5,436,007		Hartung et al.	07/25/1995	
		5,525,345		Warner et al.	06/11/1996	

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		WO	99/45973		Roe et al.	09/16/1999	
		WO	99/45974		Rourke et al.	09/16/1999	

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

EXAMINER INITIALS*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ⁶

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		5,525,346		Hartung et al.	06/11/1996	
		5,635,191		Roe et al.	06/03/1997	
		5,871,763		Luu et al.	02/16/1999	
		5,938,649		Ducker et al.	08/17/1999	
		6,107,537		Elder et al.	08/22/2000	
		6,118,041		Roe et al.	09/12/2000	
		6,120,488		Van Rijswijck et al.	09/19/2000	
		6,120,783		Roe et al.	09/19/2000	
		6,149,934		Krzysik et al.	11/21/2000	
		6,163,209		Vega et al.	11/28/2000	
		6,156,024		Schulte et al.	12/05/2000	
		6,166,285		Schulte et al.	12/26/2000	
		6,217,890	B1	Paul et al.	04/17/2001	
		6,287,581	B1	Krzysik et al.	09/11/2001	

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